

***United States Court of Appeals  
for the Second Circuit***



**APPENDIX**



ORIGINAL  
WITH PROOF  
OF SERVICE

76-1426

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UNITED STATES COURT OF APPEALS

*for the*

SECOND CIRCUIT

---

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

-against-

MICHAEL MEDICO,

Defendant-Appellant.

---

ON APPEAL FROM A JUDGMENT OF THE  
UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

---

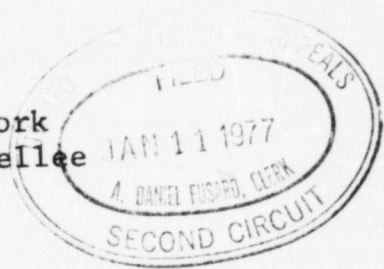
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APPENDIX

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WINDELS & MARX  
Attorneys for Defendant-Appellant  
51 West 51 Street  
New York, N.Y. 10019  
(212) 977-9600

DAVID G. TRAGER  
U.S. Attorney for the  
Eastern District of New York  
Attorney for Plaintiff-Appellee  
225 Cadman Plaza East  
Brooklyn, N.Y. 11201  
(212) 596-3059



PAGINATION AS IN ORIGINAL COPY



## I N D E X

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DOCKET ENTRIES IN 76 CR 390

76CR 390

WEINSTEIN

VAL DOCKET - U.S. District Court

JUDGE/MAGISTRATE Assigned U.S.

0715

207 1

Disp./Sentence

MICHAEL ANTHONY MEDICO

(LAST FIRST MIDDLE)

Case Filed  
Mo Day

6 11

No. of Defs

JUVENILE 2

76 390 1

U.S. MAG. CASE NO. 76 M 106

U.S. TITLE/SECTION

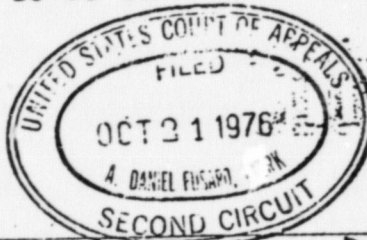
18-2113(a)(d) 371 & 2

OFFENSES CHARGED

Bank robbery and conspiracy to do so

ORIGINAL COUNTS

3



II. KEY DATES & INTERVALS

ARREST or

U.S. Custody Began

High Risk Date

INDICTMENT X

Information

6-11-76

ARRAIGNMENT

6-18-76

TRIAL

Trial Set For

6-24-76

Venue

6/28/76

Trial Began

6/29/76

Trial Ended

6/29/76

Summons Served

Indict. Waived

Superseding

Indict/Info

First Appearance

6-3-76

In Charging District

1st Plea

Final Plea

NG G NOL

G Plea W/Draan

NG G NOL

SENTENCE

Disposition of Case

6/29/76

Convicted

Acquitted

Dismissed

On Government Motion

9/17/76

On All Charges

On Lesser Offenses

WOP WP

MAGISTRATE

Search Warrant Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons Issued	6/1/76	ASC/070B	6-14-76		<input type="checkbox"/> DISMISSED <input checked="" type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW
Summons Served	6-1-76	A-C/070B			
Arrest Warrant Issued					
COMPLAINT					
OFFENSE (in Complaint)	Bank Robbery. T-18 USC Section 2113(a)(d).				

U.S. Attorney or Asst.

ATTORNEYS

Defense ☐ CJA ☐ Ret ☐ Waived ☐ Self ☐ None / Other ☒ CD

Lee Adlerstein

Edward Kelly, Esq.

\* Show last names and suffix numbers of other defendants on same indictment/information

GRILLO 2

DATE (DOCKETMENT NO.)

PROCEEDINGS

EXCLUDABLE DELAY

6/11/76	Deft. indicted - See 76 CR 390 Before NEAHER, J.
6-18-76	Before WEINSTEIN, J. - Case called. Deft & counsel present. Deft arraigned & enters a plea of not guilty. Pre-trial conference held and concluded. Deft's motion for reduction of bail is denied. Trial set for 6-24-75 at 10 A.M.
6-24-76	Before WEINSTEIN, J. - Case called. Deft & counsel present Govt's motion for severance of trial is granted. Defts' motion to suppress photos. Hearing ordered and begun. Motion to suppress denied. Motion to suppress on ground of illegal search denied. Voluntary consent was obtained. Bail set at \$25,000. <del>REDACTED</del>
6-28-76	Before WEINSTEIN J - case called - deft & atty E.Kelly present-trial ordered & BEGUN - Jurors selected and sworn - deft waives opening - defts motion for mistrial is denied - court charges jury - jury to commence deliberation 6-29-76 - defts motion for directed verdict of acquittal is denied - trial contd to June 29 at 9:30 am.
6-29-76	By WEINSTEIN, J. - Order of sustenance signed & filed.



## DOCKET ENTRIES IN 76 CR 390

EXCLUDABLE DOCKET ENTRIES SHOW, IN SECTION V, ANY OCCURENCE OF EXCLUDABLE DELAY PER 18 USC § 3161(h)

IV. PROCEEDINGS (continued)		PAGE TWO	V. EXCLUDABLE DELAY			
DOCUMENT NO.			Initial Section (a)	Settled Date (b)	Lat. Code (c)	Total Days (d)
29-76	Before WEINSTEIN, J. - Case called. Deft & counsel present. Trial resumed. Deft's motion for mistrial is denied. Jury returns and renders a verdict of guilty on each of counts 1, 2 & 3. Jury polled and discharged. Deft's motion to set aside the verdict is denied. Trial concluded. Sentence adj'd without date. Probation to expedite the Probation Report. Deft in custody.					
8-26-76	Letter filed dated 8-19-76 received from Chambers from Warden, MCC., New York					
8/26/76	By WEINSTEIN, J. - Ordered that the U.S. Marshal for the Eastern District of New York shall, pursuant to T-28, U.S.C. Sect. 1825, tender to the witness, Ms. Ina Castro, whose name and address appears below, the statutory witness fees, mileage etc. provided by law for 2 days attendance and testimony in connection with the entitled action.					
9-17-76	Before WEINSTEIN, J. - Case called. Deft & counsel present. No sentence imposed on count 1. Deft sentenced to 8 years imprisonment on count 2 and 5 years imprisonment on count 3 to run concurrently.					
9-17-76	Judgment and commitment filed. Certified copies to US Marshal.					
9/21/76	Notice of Appeal filed.					
9/21/76	Docket entries and duplicate of notice of appeal sent to the Court of Appeals.					
10/5/76	Order received from the Court of Appeals that the record on appeal be filed on or before October 22, 1976.					
10-19-76	5 transcripts filed (one dated June 18, June 24, June 28 and one dated June 29, 1976) and Sept 17, 1976					
10-20-76	Voucher for Compensation signed by WEINSTEIN, J. - Filed.					
10-21-76	Record on appeal certified and handed to J. Gil for delivery to the Court of Appeals)					

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

BEST COPY AVAILABLE

A TRUE COPY  
ATTEST  
DATED 10/2 1976  
LEWIS O'NEAL  
BY [Signature] CLERK  
DEPUTY CLERK

A-3  
INDICTMENT IN 76 CR 390

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D. NY

JUN 11 1976

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

----- X  
UNITED STATES OF AMERICA

-against-

MICHAEL MEDICO and  
JOHN SAM GRILLO,

Defendants.  
----- X

THE GRAND JURY CHARGES:

TIME A.M. ....  
P.M. ....  
I N D I C T M E N T

Cr. No. ....  
(T. 18, U.S.C., §2113(a)  
§2113(d), §371 and §2)

76 CR 390

COUNT ONE

On or about the 27th day of May 1976, within the Eastern District of New York, the defendants MICHAEL MEDICO and JOHN SAM GRILLO knowingly and wilfully, by force, violence, and intimidation, did take from the person and presence of employees of the Chemical Bank, 23-98 Bell Boulevard, Queens, New York approximately Twenty Three Thousand Six Hundred Sixty Two Dollars (\$23,662.00), in United States currency, which money was in the care, custody, control, management and possession of the said Chemical Bank, the deposits of which bank were then and there insured by the Federal Deposit Insurance Corporation. (Title 18, United States Code, Section 2113(a))

COUNT TWO

On or about the 27th day of May 1976, within the Eastern District of New York, the defendants MICHAEL MEDICO and JOHN SAM GRILLO knowingly and wilfully, by force, violence and intimidation, did take from the person and presence of employees of the Chemical Bank, 23-98 Bell Boulevard, Queens, New York approximately Twenty Three Thousand Six Hundred Sixty



INDICTMENT IN 76 CR 390

Two Dollars (\$23,662.00), in United States currency, which money was in the care, custody, control, management and possession of the said Chemical Bank, the deposits of which bank were then and there insured by the Federal Deposit Insurance

Corporation and in commission of this act and offense the defendants MICHAEL MEDICO and JOHN SAM GRILLO did assault and place in jeopardy the lives of the said bank employees, as well as the lives of other persons present by the use of a dangerous weapon. (Title 18, United States Code, Section 2113(d))

COUNT THREE

On or about the 27th day of May 1976, within the Eastern District of New York, the defendant MICHAEL MEDICO and JOHN SAM GRILLO did combine, conspire, confederate and agree together to commit an offense against the United States in violation of Title 18, United States Code, Sections 2113 (a), 2113(d) and 2 by conspiring to rob, by force, violence and intimidation, and with a dangerous weapon, the Chemical Bank, 23-98 Bell Boulevard, Queens, New York, the deposits of which bank were then and there insured by the Federal Deposit Insurance Corporation.

In furtherance of the said conspiracy and in order to effectuate the purposes thereof, there was committed the following:

OVERT ACT

On or about the 27th day of May 1976, within the



INDICTMENT IN 76 CR 390

Eastern District of New York, the defendants MICHAEL MEDICO  
and JOHN SAM GRILLO arrived at the Chemical Bank, 23-98 Bell  
Boulevard, Queens, New York. (Title 18, United States Code,  
Section 371)

A TRUE BILL

Caroline Lurie  
Deputy FOREMAN

David M. F. Thomas  
UNITED STATES ATTORNEY  
EASTERN DISTRICT OF NEW YORK

A-6  
CHARGE TO THE JURY

135

1  
2 very much.

3 MR. KELLY: May we approach the side bar?

4 THE COURT: Yes.

5 (Whereupon, a side-bar was held outside the  
6 presence of the Jury as follows:)

7 MR. KELLY: Judge, I would like to object to  
8 Mr. Adlerstein's portion of his summation which he  
9 talked about the distance between the defendant's  
10 apartment and the bank. I don't think there's any  
11 evidence in the case.

12 THE COURT: Well, most drivers know about the  
13 geography of their own city.

14 MR. KELLY: I would object to that, what they  
15 know about the geography.

16 (Whereupon, the side-bar was concluded and the  
17 following took place before the Jury.)

18 THE COURT: Now, ladies and gentlemen, follow  
19 my instructions and decide this case on the law that  
20 was explained to you, and on the evidence.

21 I have no view at all about the guilt or  
22 innocence of this defendant.

23 The indictment is not evidence. The Government  
24 has the burden of proving guilt beyond a reasonable  
25 doubt with respect to each element of the three crimes



A-7  
CHARGE TO THE JURY

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1 the defendant is accused of committing.

2 A reasonable doubt means a doubt sufficient to  
3 cause a prudent person to hesitate to act in the most  
4 important affairs of his or her own life.  
5

6 A defendant doesn't have to prove his innocence.  
7 He is presumed to be innocent.

8 The law does not compel a witness in a criminal  
9 case to testify. No inference of any kind may be drawn  
10 from the failure of a defendant to testify.

11 The first charge is as follows:

12 On or about the 27th day of May, 1976, within  
13 the Eastern District of New York, the defendant, Michael  
14 Medico and John Sam Grillo knowingly and wilfully, by  
15 force, violence, and intimidation, did take from the  
16 person and presence of employees of the Chemical Bank  
17 at 23-98 Bell Boulevard, Queens, approximately \$23,000  
18 in United States currency that was in custody of the  
19 bank, and the deposits were then insured by the Federal  
20 Deposit Insurance Corporation.

21 The applicable section reads as follows:

22 Whoever, by force and violence, or by intimi-  
23 dation, takes from the person or presence of another  
24 any property or money or any other thing of value  
25 belonging to, or in the care, custody, control,

1  
2 management, or possession of, any bank insured by the  
3 Federal Deposit Insurance Corporation is guilty of a  
4 federal crime.

5 The Government has to prove four things, and  
6 beyond a reasonable doubt, as to each.

7 First, that the defendant or someone he was  
8 aiding to commit a robbery took more than \$100.

9 Second, that the money was taken from those  
10 having custody of it, from a bank that was insured by  
11 the F.D.I.C.

12 You have a certificate, remember there was  
13 testimony as to that.

14 Third, that the money was taken by force,  
15 violence or intimidation, that is that people were  
16 afraid, and therefore gave it up; and

17 Fourth, that the act was committed knowingly  
18 and wilfully, that is that they were deliberately,  
19 intentionally and voluntarily done for the purpose of  
20 robbing the bank.

21 Count two is the same as count one, except it  
22 adds the fact that they placed in jeopardy these two  
23 people allegedly in the bank, the lives of the bank  
24 employees as well as the lives of other persons by  
25 use of a dangerous weapon.



1  
2 The law makes it a crime to assault any person  
3 or put him or her in jeopardy of life.

4 The use of such a dangerous weapon by committing  
5 an offense such as that described in count one.

6 So in other words, to find the defendant guilty  
7 in count one, you have to find everything in count one,  
8 plus the fact a loaded gun was used by one of the  
9 people in the bank that's capable of firing the bullet,  
10 and this was if this defendant was one of the persons  
11 in the bank.

12 The third count charges conspiracy. That is,  
13 that Michael Medico and Sam Grillo conspired to commit  
14 an offense against the United States, that is to rob  
15 this bank at this time.

16 The law says that if two or more persons conspire  
17 to commit any offense against the United States, and  
18 one of them does an act to further the conspiracy, he  
19 is guilty of a felony.

20 The Government has to prove four elements beyond  
21 a reasonable doubt.

22 First, that there were two or more persons;

23 Second, that they wilfully and knowingly agreed  
24 to rob the bank;

25 Third, that they agreed to commit an unlawful



1  
2 act, and a robbery is an unlawful act; and

3 Fourth, that one of them did some act to carry  
4 out the conspiracy.

5 If this defendant agreed with someone else to  
6 rob the Chemical Bank on Bell Boulevard, and if he  
7 went to the bank on May 27, he would be guilty. The  
8 other person need not have been Grillo, but he would  
9 have to in advance agree that with this other person  
10 to do the act.

11 Now, in weighing the credibility of these  
12 witnesses that you have heard, you can consider the  
13 relationship of the witness to the Government or to  
14 the defendant; bias or interest in the outcome of the  
15 case; the manner while testifying; the candor and  
16 intelligence; whether the person appeared to be telling  
17 the truth to you; whether the testimony was contradicted  
18 or corroborated, and the like.

19 An FBI agent's testimony should be considered  
20 the way you would any other person's testimony.

21 You may use identification testimony whether it  
22 was made in open court or by a picture spread. But the  
23 evidence must be weighed carefully, because obviously  
24 mistakes can be made in identification.

25 You should consider what were the positions of

A-11  
CHARGE TO THE JURY

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1  
2 the people, the distances from the observer, whether  
3 the view was obstructed; how the lighting was, whether  
4 the eyesight was good, were masks used, and whatever  
5 else you can find.

6 The critical question is was this defendant in  
7 the bank at the time of the robbery. If you believe  
8 beyond a reasonable doubt that he was the man in the  
9 teller's area of the bank, you should find him guilty.  
10 If you have a reasonable doubt you should find him not  
11 guilty.

12 Your recollection of the evidence governs. We  
13 can read some of it back, but it's in this machine. It  
14 hasn't been typed up yet, so try to be specific if you  
15 can. It's all been tried this afternoon, and you should  
16 have a good recollection.

17 If you want any of the pictures and the like,  
18 send a note. We will be glad to give it to you. If  
19 you want any more help on the law, send in a note and  
20 we will try to help you.

21 Each of you is entitled to your own opinion.  
22 Listen carefully to each other. If you think someone  
23 else is right, don't hesitate to change your mind, but  
24 the verdict has to be unanimous.

25 You can come in with a verdict as to any one of



1  
2 the counts or all three of the counts.

3 If there any objection to releasing the Alter-  
4 nates at this time?

5 MR. KELLY: No, your Honor.

6 THE COURT: The three Alternates are released.  
7 Don't discuss this with anyone. Do any of you have any  
8 problem with staying on later and deciding the case?

9 JUROR NUMBER ONE: Can we adjourn the delibera-  
10 tion until tomorrow, Judge?

11 THE COURT: I would rather you decide the case.  
12 If you want to discuss it, if the Jury wants to come  
13 back tomorrow, and decide tomorrow or would you rather  
14 decide today before I release these Alternates?

15 JUROR NUMBER EIGHT: Tomorrow would be better.

16 THE COURT: All right then. I want the  
17 Alternates to come back tomorrow, too, because in case  
18 something should happen we don't want to try it again.  
19 So we will all come back tomorrow morning at 9:30. Is  
20 that all right, counsel?

21 MR. KELLY: Yes, your Honor.

22 MR. ADLERSTEIN: Your Honor, can we have a side  
23 bar?

24 (Whereupon, a side-bar was held outside of the  
25 presence of the Jury as follows:)

1  
2 THE COURT: Yes.

3 MR. A. ERSTEIN: Your Honor, I don't recollect  
4 your Honor telling the Jury that the other man was  
5 Grillo.

6 THE COURT: I did say that.

7 MR. KELLY: I think you did say that.

8 THE COURT: Yes.

9 MR. KELLY: Are you going to continue with the  
10 rest?

11 THE COURT: Well, I will tell them now.

12 (Whereupon, the side-bar was concluded and the  
13 following took place before the Jury.)

14 THE COURT: Your oath sums up your duty, and  
15 this is without fear or favor to one person. You will  
16 well and truly try this case involving the parties  
17 before you, according to the evidence and the law.

18 All right, now what I want you to do is all  
19 come in tomorrow at 9:30. Can you do that? Be there  
20 at 9:30. Don't discuss anything here or at home or  
21 any other place, and then I will call you in and I will  
22 send you out to deliberate.

23 Have a nice evening. Good night.

24 (Whereupon, the Jury left the courtroom at  
25 5:05 P.M.)



JUDGMENT APPEALED FROM

United States of America vs.

M' FILMED

United States District Court for

EASTERN DISTRICT OF NEW YORK

DEFENDANT

MICHAEL MEDICO

DOCKET NO.

76 CR 390

JUDGMENT AND PROBATION/COMMITMENT ORDERIn the presence of the attorney for the government  
the defendant appeared in person on this date

MONTH	DAY	YEAR
9	17	1976

COUNSEL

☐ WITHOUT COUNSEL

However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.

☒ WITH COUNSEL

Edward Kelly of Legal Aid Society

(Name of counsel)

PLEA

☐ GUILTY, and the court being satisfied that  
there is a factual basis for the plea,☐ NOLO CONTENDERE,☐ NOT GUILTY

There being a finding/verdict of

☐ NOT GUILTY. Defendant is discharged☒ GUILTY. on Counts 1, 2, & 3FINDING &  
JUDGMENT

Defendant has been convicted as charged of the offense(s) of violating T-18 U.S. C 2113(a), 2113(d) 371 and 2 in that on or about the 27th day of May 1976, the deft with another did conspire wilfully, by force, violence, and intimidation to take from the person and presence of employees of the Chemical Bank, approximately \$23,662.00, Twenty Three Thousand Six Hundred Sixty Two Dollars in U.S. Currency, which was in the care, custody, & control, Management & possession of the said Chemical Bank. Deft carried out this act using a dangerous weapon.

The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of

SENTENCE  
OR  
PROBATION  
ORDER

No sentence imposed on count One (1). Defendant sentenced to imprisonment for a period of 8 years on count 2 and 5 years imprisonment on count 3 to run concurrently.



A-15

JUDGMENT APPEALED FROM

**FILED**  
IN CLERK'S OFFICE  
U. S. DISTRICT COURT E.D. N.Y.

★ SEP 17 1976 ★

TIME A.M. ....  
P.M. ....

SPECIAL  
CONDITIONS  
OF  
PROBATION

ADDITIONAL  
CONDITIONS  
OF  
PROBATION

COMMITMENT  
RECOMMEN-  
DATION

In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

The court orders commitment to the custody of the Attorney General and recommends,

It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.

SIGNED BY

☐ U.S. District Judge

☐ U.S. Magistrate

*John B. Kuntz*

Date

*September 17, 1976*

(6)

A-16  
NOTICE OF APPEAL

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AERMICA

-against-

MICHAEL A. MEDICO, Defendant.

Docket Number

76 CR 390  
DISTRICT COURT, NY  
WEIN, J. SEP 2 1976  
(District Court Judge)

TIME AM.....

NOTICE OF APPEAL

Notice is hereby given that MICHAEL A. MEDICO appeals to  
the United States Court of Appeals for the Second Circuit from the ☒ Judgment ☐ order ☐ other  
(specify) \_\_\_\_\_ entered in this action on September 17, 1976.  
(Date)

Date September 20, 1976

To:

Lewis Orgal  
Clerk  
United States District  
Eastern District of New York

Address

FEDERAL DEFENDER SERVICES UNIT  
(Counsel for Appellant)  
THE LEGAL AID SOCIETY  
26 Court Street, Room 701  
Brooklyn, New York 11201  
EDWARD J. KELLY, Of Counsel

Phone Number (212) 522-3494

ADD ADDITIONAL PAGE IF NECESSARY

(TO BE COMPLETED BY ATTORNEY)

TRANSCRIPT INFORMATION - FORM B

▶ QUESTIONNAIRE

▶ TRANSCRIPT ORDER

▶ DESCRIPTION OF PROCEEDINGS  
FOR WHICH TRANSCRIPT IS  
REQUIRED (INCLUDE DATE).

☒ I am ordering a transcript

☐ I am not ordering a transcript

Reason:

☐ Daily copy is available

☐ U.S. Attorney has placed order

☐ Other. Attach explanation

Prepare transcript of

☒ Pre-trial proceedings 6/18; 6/24/76-Pre-trial

☒ Trial 6/28; 6/29/76-Trial

☒ Sentence 9/17/76 -Sentence

☐ Post-trial proceedings

The ATTORNEY certifies that he will make satisfactory arrangements with the court reporter for payment of the cost of the transcript. (FRAP 10(b)) ▶ Method of payment ☐ Funds ☒ CJA Form 21

ATTORNEY'S signature

*Edward J. Kelly*

DATE

*September 20, 1976*

▶ COURT REPORTER ACKNOWLEDGEMENT

To be completed by Court Reporter and  
forwarded to Court of Appeals.

Date order received

Estimated completion date

Estimated number  
of pages.

Date \_\_\_\_\_

Signature \_\_\_\_\_

(Court Reporter)

ORIGINAL



STATE OF NEW YORK )  
COUNTY OF NEW YORK) ss.:

THOMAS VERA, being duly sworn,  
deposes and says that deponent is not a party to the action,  
is over 18 years of age and resides at 30-78 21<sup>ST</sup> ST.  
LONG ISLAND CITY, N.Y.

That on the 11 day of JANUARY, 1977,  
deponent personally served the within APPENDIX

upon the attorneys designated below who represent the  
indicated parties in this action and at the addresses below  
stated which are those that have been designated by said  
attorneys for that purpose.

By leaving 2 true copies of same with a duly  
authorized person at their designated office.

By depositing        true copies of same enclosed  
in a postpaid properly addressed wrapper, in the post office  
or official depository under the exclusive care and custody  
of the United States post office department within the State  
of New York.

Names of attorneys served, together with the names  
of the clients represented and the attorneys' designated  
addresses.

DAVID G. TRAGER  
U.S. ATTORNEY FOR THE  
EASTERN DISTRICT OF NEW YORK  
ATTORNEY FOR PLAINTIFF-APPELLEE  
225 CADMAN PLAZA EAST  
BROOKLYN, N.Y. 11201

Sworn to before me this

11 day of January, 1977 Thomas Vera  
Michael DeSantis

MICHAEL DESANTIS  
Notary Public, State of New York  
No. 03-0930908  
Qualified in Bronx County  
Commission Expires March 30, 1973